

MAR 26 2009

JOHN F. CORCORAN, CLERK  
BY: *J. Craft*  
DEPUTY CLERK

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION**

**UNITED STATES OF AMERICA,**

**V.**

**LANCE O. PORTER,**

**Defendant.**

**Case No. 5:04CR30045**

Case No. 5:08CV80023

## **FINAL JUDGMENT AND ORDER**

**By: Glen E. Conrad**

**United States District Judge**

For the reasons stated in the memorandum opinion entered this day, it is

**ADJUDGED AND ORDERED**

that the defendant's objections are **OVERRULED** and the Report and Recommendation of the Magistrate Judge is **ADOPTED**; based on the findings and recommendations of the Report and the reasons stated, the defendant's motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255 is **DENIED**; and this action is stricken from the active docket of the court. The Clerk is directed to send copies of this judgment and order to counsel of record.

ENTER: This 26<sup>th</sup> day of March, 2009.

John Conrad

United States District Judge